



Linda S. Adams
Secretary for
Environmental Protection



Department of Toxic Substances Control

Maureen F. Gorsen, Director
1001 "I" Street
P.O. Box 806
Sacramento, California 95812-0806



Arnold Schwarzenegger
Governor

November 8, 2007

Ms. Rosemary Domino
Advanced Environmental, Inc.
13579 Whittram Avenue
Fontana, California 92335-2950

RECEIPT OF PETITION FOR REVIEW OF PERMIT CONDITION:
ADVANCED ENVIRONMENTAL, INC.
EPA ID No.: CAT 090 025 711

Dear Ms Domino:

The Department of Toxic Substances Control (DTSC) has received a petition for review of the final permit decision (Appeal) issued on September 24, 2007, to the above referenced facility filed by Mr. Robert Hoffman, with Paul, Hastings, Janofsky & Walker LLP; on your behalf.

Pursuant to California Code of Regulations, Title 22, section 66271.14, subdivision (b)(2), the permit decision is stayed until DTSC has completed its preliminary review of the Appeal and has determined, which, if any, of the issues raised in the Appeal meet the criteria set forth in California Code of Regulations, Title 22, section 66271.18 for granting a review.

If DTSC determines that one or more issues raised in the Appeal meet the procedural and substantive criteria for granting a review, DTSC will issue an Order granting the Appeal. In addition, a public notice establishing a 45-day briefing period during which interested parties may submit written arguments to DTSC on identified Appeal issues will be convened. Alternatively, DTSC may remand the permit decision, in part or in its entirety, for reconsideration back to the Hazardous Waste Management Program's Permitting and Corrective Action Division.

Pursuant to California Code of Regulations, Title 22, section 66271.15, DTSC will also determine which conditions in the permit decision are affected by the Appeal issues for which a briefing period or remand for reconsideration is granted and will adjust the

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scope of the stay accordingly. If a briefing period is established, DTSC will, after considering all arguments received during the briefing period, issue a second Order setting forth the final decision on the Appeal. In the event that DTSC determines that none of the issues raised in the Appeal meet the criteria for granting a review, DTSC will issue an Order denying the Appeal and will rescind the stay of the permit decision.

As I have been appointed to review and render a decision on behalf of the Appeal filed on Advanced Environmental, Inc.'s permit decision, I must remain neutral in the process.

Therefore, I am unable to discuss the substance of the permit decision and the Appeal with all parties. You may, however, continue to communicate with staff in the Permitting and Corrective Action Division.

If you have any questions or require additional information, please feel free to contact Mr. Alfred Wong at (510) 540-3946.

Sincerely

//original signed by//

Peggy Harris, P.E., Chief
Regulatory & Program Development Division
Hazardous Waste Management Program

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cc: Mr. Robert Hoffman
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